IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

THOMAS L. TERRY,	
) Civil Action No. 08 - 192
Plaintiff,)
) District Judge Terrence F. McVerry
V.)
CITY OF PITTSBURGH; ROBERT E.)
COLVILLE; KIMBERKELEY CLARK)
STEPHEN ZAPPALA, JR.; RONALD)
WADDY; JAMES MCGREGOR; JAMES)
HEYL; MARGARET GOLD; HELEN)
LYNCH; RACHELLE TERRY; and LAURA)
BETH FLECK,)
)
Defendants.)

MEMORANDUM ORDER

On February 11, 2008, Plaintiff initiated the above-captioned case by filing a Motion to Proceed *In Forma Pauperis* accompanied by a civil rights Complaint. This case was referred to United States Magistrate Judge Lisa Pupo Lenihan for pretrial proceedings in accordance with the Magistrate Judges Act, 28 U.S.C. § 636(b)(1), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrate Judges.

On April 1, 2008, Magistrate Judge Lisa Pupo Lenihan filed a Report and Recommendation (doc. no. 6), recommending that the Amended Complaint (doc. no. 2) be dismissed under the PLRA for failure to state a claim upon which relief may be granted. On April 8, 2008, Plaintiff filed a second Amended Complaint (doc. no. 7) in which he reiterates the same claims he set forth in his first Amended Complaint. Plaintiff filed Objections to the Report and

Timely acceptance of the enclosed Declaration and Power of Attorney is requested.

Date: 15 Februar 300

J. Matthew Bucharlan Registration No. 47,459

Respectfully submitted,

BRINKS HOFER GILSON & LIONE P.O. Box 10395 Chicago, IL 60610 (734) 302-6000







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United States Patent and Trademark Office

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ATTORNEY DOCKET NUMBER FIRST NAMED APPLICANT PPLICATION NUMBER FILING/RECEIPT DATE

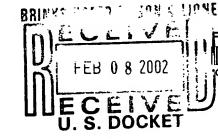
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Gregory Roger Hamel

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CONFIRMATION NO. 3239 OC000000007386442°

Date Mailed: 01/29/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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